

IN UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
DELTA DIVISION

JAMES PAYNE

Plaintiff

VS.

NO.: 2:03CV369-P-A

FIRST NATIONAL BANK OF CLARKSDALE  
GULF GUARANTY LIFE INSURANCE COMPANY  
LEDBETTER AUTO SALES  
JOE ALDERSON

Defendants

**JUDGMENT DISMISSING PARTY BY  
REASON OF BANKRUPTCY PENDING**

The court has received notice of bankruptcy proceedings instituted by Ledbetter Auto Sales. Therefore, it is not necessary that the claims against the defendant Ledbetter Auto Sales remain upon the pending docket of this court.

**IT IS ORDERED** that the defendant Ledbetter Auto Sales is dismissed without prejudice, and the court retains complete jurisdiction to vacate this order and to reopen the action as against defendant Ledbetter Auto Sales, upon motion of any party advising that the bankruptcy proceedings have been closed and further litigation against this defendant in this court is necessary.

DATED this 8<sup>th</sup> day of DECEMBER, 2005.

/s/ W. Allen Pepper, Jr.  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE